

**FILED & ENTERED**

**JUN 12 2013**

**CLERK U.S. BANKRUPTCY COURT**  
**Central District of California**  
**BY fortier DEPUTY CLERK**

1 HOWARD KOLLITZ (State Bar No. 059611)  
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6 Attorneys for Defendant, Counterclaimant, and  
Third Party Plaintiff, Richard K. Diamond  
7

8 **UNITED STATES BANKRUPTCY COURT**  
9 **CENTRAL DISTRICT OF CALIFORNIA**  
10 **LOS ANGELES DIVISION**

11 In re  
12 SMB GROUP, INC.,  
13 Debtor.

Case No. 2:11-bk-30426-BR  
Chapter 11

14 SMB GROUP, INC.,  
15 Plaintiff,  
16 vs.

Adv. No. 2:13-ap-01020-BR  
**SCHEDULING ORDER**

17 RICHARD K. DIAMOND,  
18 Defendant.

Status Conference:

Date: May 7, 2013  
Time: 10:00 a.m.  
Ctrm.: 1668  
255 E. Temple Street  
Los Angeles, CA 90012

20 RICHARD K. DIAMOND,  
21 Counterclaimant,  
22 vs.

23 SMB GROUP, INC. as debtor and debtor-in-  
possession,  
24 Counter-defendant.  
25  
26  
27  
28

1 RICHARD K. DIAMOND,

2 Third-Party Plaintiff,

3 vs.

4 IN CHUL SHIN, aka JEFF SHIN, an  
5 individual, UNION TRIM, INC.; USB  
6 GROUP, INC.; and ALPHA SEWING  
7 MACHINE,

8 Third-Party Defendants.

9 The above-entitled adversary action and related actions (hereafter "the Action") came on for  
10 a Status Conference at the date, time and place set forth above.

11 Kevin Lacey of the Law Offices of David A. Tilem appeared on behalf of Plaintiff and  
12 Counter Defendant SMB Group, Inc. Steven J. Schwartz of Danning, Gill, Diamond & Kollitz,  
13 LLP appeared on behalf of Defendant, Counter Plaintiff and Third Party Plaintiff Richard K.  
14 Diamond. David Lally appeared on behalf of Third Party Defendant Jeff Shin.

15 Based on the status reports and the arguments of counsel,

16 IT IS HEREBY ORDERED:

17 1. The deadline to complete all discovery relating to Phase One of this adversary  
18 proceeding and excluding damages is September 30, 2013.

19 2. A final status conference will be held on September 23, 2013 at 2:00 p.m.

20 ###

21  
22  
23  
24 Date: June 12, 2013



25 Barry Russell  
26 United States Bankruptcy Judge  
27  
28

## NOTICE OF ENTERED ORDER AND SERVICE LIST

Notice is given by the court that a judgment or order entitled (*specify*): SCHEDULING ORDER was entered on the date indicated as Entered on the first page of this judgment or order and will be served in the manner stated below:

**1. SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF)** - Pursuant to controlling General Orders and LBRs, the foregoing document was served on the following persons by the court via NEF and hyperlink to the judgment or order. As of (*date*) \_\_\_\_\_, the following persons are currently on the Electronic Mail Notice List for this bankruptcy case or adversary proceeding to receive NEF transmission at the email addresses stated below:

Attorney for Third-Party Plaintiff Richard Diamond: Howard Kollitz HKollitz@DGDK.Com, DanningGill@gmail.com  
Attorney for Counter-Defendant SMB Group, Inc.: Kevin S Lacey klacey@lddl.com, kevinlacey@tilemlaw.com;  
malissamurguia@tilemlaw.com; dianachau@tilemlaw.com; joanfidelson@tilemlaw.com  
Attorney for Third-Party Defendant In Chul Shin: David B Lally davidlallylaw@gmail.com  
Attorney for Third-Party Plaintiff Richard Diamond: Steven J Schwartz sschwartz@dgdk.com,  
DanningGill@gmail.com  
Attorney for Plaintiff SMB Group, Inc.: David A Tilem davidtilem@tilemlaw.com, malissamurguia@tilemlaw.com;  
dianachau@tilemlaw.com; joanfidelson@tilemlaw.com  
United States Trustee (LA) ustpreion16.la.ecf@usdoj.gov

☐ Service information continued on attached page.

**2. SERVED BY THE COURT VIA UNITED STATES MAIL:** A copy of this notice and a true copy of this judgment or order was sent by United States mail, first class, postage prepaid, to the following persons and/or entities at the addresses indicated below:

☐ Service information continued on attached page.

**3. TO BE SERVED BY THE LODGING PARTY:** Within 72 hours after receipt of a copy of this judgment or order which bears an Entered stamp, the party lodging the judgment or order will serve a complete copy bearing an Entered stamp by United States mail, overnight mail, facsimile transmission or email and file a proof of service of the entered order on the following persons and/or entities at the addresses, facsimile transmission numbers, and/or email addresses stated below:

Third-Party Defendants  
USB Group, Inc.  
c/o In Chul Shin, Registered Agent for Service of Process  
2635 S. Main Street, #B  
Los Angeles, CA 90007

Union Trim, Inc.  
c/o Henry Soon Kim, Registered Agent for Service of Process  
3921 Wilshire Blvd., #417  
Los Angeles, CA 90010

☐ Service information continued on attached page.